IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE FIRST DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION NO: 26941 of 2001

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Between:

K.Venkateswara Rao, S/o Rama Rao,
R/o D.No. 20/116, Machilipatnam,
Krishna District.

..... PETITIONER

AND

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1 Government of Andhra Pradesh Revenue (Excise Dept) Rep. by its

Officer in Special Duty Secretariat, Hyderabad.
2 The Commissioner Prohibition and Excise
Government of A.P. Nampally, Hyderabad.
3 The Superintendent, Prohibition and Excise,
Machilipatnam, Krishna District.
4 M/s Sri Sai Wines, Rep. by its Sri. Ch. Venkatachalam
Proprietor Balarampet, Machilipatnam,
Krishna District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue order or orders direction or directions, writ or writs, particularly one in the nature of " WRIT OF MANDAMUS" and declare the order of the 1st Respondent passed in G.O.Rt.No.509 Revenue (Excise-III) Department, dt:7-3-2001 and the consequential action of the 3rd Respondent in granting license in favor of the 4th Respondent as illegal arbitrary and without jurisdiction.

Counsel for the Petitioner: MR.K.L.N.SWAMY

Counsel for Respondent No.1 to 3: GP FOR PROHIBITION & EXCISE

The Court made the following :

ORDER:

The petitioner challenges G.O.Rt.No.509 Revenue (Excise-III) Department, dated 7.3.2001 whereby and whereunder the Government allowed the revision petition filed by the fourth respondent. This Court dismissed the application for interim suspension. Therefore, the

fourth respondent was granted licence for the year 2001-2002, which has since been expired. Therefore, nothing survives in this writ petition.

Accordingly, the Writ Petition is dismissed as infructuous. No costs.

V.V.S. RAO, J.

1st July, 2005

Js

To

1 The Officer in Special Duty, Government of Andhra Pradesh Revenue

(Excise Dept), Secretariat, Hyderabad.
2 The Commissioner Prohibition and Excise
Government of A.P. Nampally, Hyderabad.
3 The Superintendent, Prohibition and Excise,
Machilipatnam, Krishna District.
4 Two CCs to G.P. for Prohibition and Excise, High Court Buildings,

Hyderabad.

5 2 CD copies.